

Attorney Docket No. 032405R165

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Toshimichi Ogisu Confirmation No. 4350
Serial No.: 10/790,802 Group Art Unit: 1774
Filed: March 3, 2004 Examiner: Newton O. Edwards
For: COMPOSITE MATERIAL AND METHOD OF
MANUFACTURING THE SAME

RESTRICTION RESPONSE

Commissioner for Patents
PO Box 1450
Alexandria VA 22313 - 1450

Sir:

In response to the Office Action of November 3, 2006, in the form of a Restriction Requirement, Applicants elect Claim Group I noted in the Office Action. The Examiner indicates that Group I is represented by Claims 1-4, 7 and 8. Applicants respectfully submit that the claims to be considered as the elected Claim Group should also include apparatus claim 6 such that the elected Claim Group I should read claims 1-4, 6, 7 and 8.

Applicants reserve the right to file a divisional application for the non-elected subject matter. Applicants also look forward to a first action on the merits in due course. If any fees are due in connection with the filing of this Response, such as fees under 37 C.F.R. §§1.16 or 1.17, please charge the fees to Deposit Account 02-4300; Order No. 032405R165.

Respectfully submitted,
SMITH, GAMBRELL & RUSSELL, LLP

By: s/Dennis C. Rodgers/
Dennis C. Rodgers, Reg. No. 32,936
1850 M Street, N.W., Suite 800
Washington, D.C. 20036
Telephone: (202) 263-4300
Facsimile: (202) 263-4329

Dated: November 21 , 2006